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PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number
10/759,859Filing Date
01/16/2004First Named Inventor
BJORNDALArt Unit
TBAExaminer Name
TBAAttorney Docket Number
DE01047

Total Number of Pages in This Submission

5

ENCLOSURES (Check all that apply)☐ Fee Transmittal Form☐ Fee Attached☐ Amendment/Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☒ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation☐ Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____

Remarks

☐ After Allowance communication
to Group☐ Appeal Communication to Board
of Appeals and Interferences
Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please
Identify below):Post Card; References (5); PTO 1449
(1 page in duplicate)**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
or
Individual name

Robert J. Lipka; Reg. No. 42,807

Signature

Robert J. Lipka

Date

October 13, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

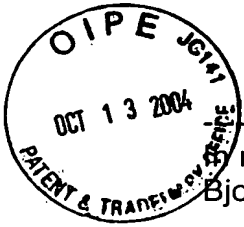
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Re Application of: :
Bjorndal : Examiner: TBA

For: TRAINING DEVICE FOR :
MEDICAMENT INHALERS :
: Art Unit: TBA

Serial No.: 10/759,859 :

Filed: 1/16/04 :
-----X

Commissioner for Patents,
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.56, applicants hereby disclose the following information for consideration by the Examiner:

Each of the documents listed on accompanying PTO Form 1449 submitted herewith. A copy of each listed document is enclosed for the convenience of the Examiner, which copy is the best available to the Applicant at this time; the Examiner is requested to disregard any underlining or marginal notation (if any) appearing in a copy, since marking may have been done for another purpose and may not pertain in any manner to the subject application.

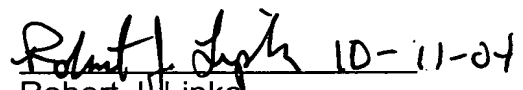
The listed documents may be relevant to examination of the application. Inclusion of the document is not an admission that the document is prior art with respect to the invention of the application and is not to be

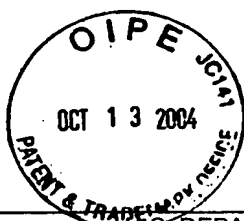
construed as an admission that anything in the document renders any claim of the application unpatentable.

Applicants assert that the claimed invention is patentable over the documents listed on PTO-1449.

The Examiner is kindly requested to initial and return the PTO-1449 Form to evidence consideration of these documents.

Respectfully submitted,


Robert J. Lipka
Reg. No. 42,807
Registered Representative
(908) 298-5056



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| FORM PTO-1449 | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | | ATTY. DOCKET NO.: DE01047 | | APPLICATION NO.: 10/759,859 | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | | | | APPLICANT: Bjorndal et al. | | | |
| (Use several sheets if necessary) | | | | | FILING DATE: 1/16//04 | | GROUP: TBA | |
| U.S. PATENT DOCUMENTS | | | | | | | | |
| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB- CLASS | FILING DATE IF APPROPRIATE | |
| | AA | US2002/0157677 A1 | 10/31/02 | Gonda | 128/898 | 128/200 | 6/18/02 | |
| | AB | 5,839,429 | 11/24/98 | Marnfeldt | 128/200 | 128/203 | 8/20/97 | |
| | AC | 5,113,855 | 5/19/92 | Newhouse | 128/203 | 128/203 | 2/14/90 | |
| | AD | | | | | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB- CLASS | TRANSLATION | |
| | | | | | | | YES | NO |
| | AL | EP 0 933 092 A1 | 8/4/99 | | | | | X |
| | AM | EP 0 667 168 A1 | 8/16/95 | | | | | X |
| | AN | | | | | | | X |
| | AO | | | | | | | |
| | AP | | | | | | | |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | |
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| <p>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p> | | | | | | | | |